

UNITED STATES DISTRICT COURT

ORIGINAL
COUNTY OF SUFFOLKINDEX NO: 07 CIV 8329
FILED ON: October 12, 2007
DISTRICT: Southern/New York*Fred Alston, as Trustee of the Local 272 Labor-Management Pension Fund; et al.*

vs

Plaintiff(s)

Surrey Garage

Defendant(s)

STATE OF NEW YORK, COUNTY OF ALBANY, SS.:

**AFFIDAVIT OF SERVICE
BY THE SECRETARY OF STATE**

Stephen L. Collen, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on October 31, 2007, at 4:00pm, at the office of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed Summons in a Civil Case, Complaint, Judge's Individual Rules & Instructions, Procedures and Guidelines for Filing an Electronic Case, on

Surrey Garage

Defendant in this action, by delivering to and leaving with Chad Matice, Authorized Agent, in the Office of the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State the statutory fee, if required. Service was made pursuant to Section 306 Business Corporation Law.

Service was completed by mailing notice of such service and one (1) true copy thereof by Registered or
 1st Class Mail and Certified Mail, # _____, Return Receipt Requested on _____ to said defendant at: _____.

Papers so served were properly endorsed with the index number and date of filing.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 25 years Approx. weight: 190 Approx. Ht.: 6'2'
 Sex: Male Color of skin: White Color of hair: Brown Other: Glasses

Sworn to before me on November 2, 2007

Marcy A. O'Hare
MARCY A. O'HARE
NOTARY PUBLIC, State of New York
No. 4865530, Qualified in Albany County
Term Expires July 14, 2010

Stephen L. Collen
Stephen L. Collen
Invoice•Work Order # 0708745